

1 Janet M. Herald
Regional Solicitor
2 Daniel J. Chasek
Associate Regional Solicitor
3 Susan Seletsky, Counsel for FLSA
Luis A. Garcia, Senior Trial Attorney (CSBN #146876)
4 Office of the Solicitor (MMS#1500223)
United States Department of Labor
5 350 South Figueroa Street, Suite 370
Los Angeles, California 90071-1202
6 Telephone: (213) 894-2681
7 Facsimile: (213) 894-2064
garcia.luis.a@dol.gov
8 Attorneys for the Plaintiff
Secretary of Labor
9

10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA
12 LOS ANGELES DIVISION

13 **THOMAS E. PEREZ**, Secretary of Labor,
14 United States Department of Labor,

15 Petitioner,

16 v.

17 **SAFeway TOWING SERVICES, INC., a**
18 California corporation, doing business as
BOB'S TOWING,

19 Respondent.
20
21

Case No.: 2:15-mc-00225-DDP-JPRx

**ORDER TO SHOW CAUSE ON
SECRETARY OF LABOR'S
PETITION TO ENFORCE
ADMINISTRATIVE SUBPOENA
DUCES TECUM**

22 Petitioner, Thomas E. Perez, Secretary of Labor, U.S. Department of Labor, has
23 applied to this Court for an Order requiring Respondent Safeway Towing Services, Inc., a
24 California corporation d.b.a. Bob's Towing ("Respondent" or "Safeway") to produce the
25 records, papers and documents set forth in an administrative subpoena *duces tecum* is-
26 sued by Regional Administrator, Wage and Hour Division, U.S. Department of Labor,
27 and duly served upon the Respondents Having considered the matters set forth in the Pe-
28 titioner's pleadings herein, it is hereby,

1 **ORDERED** that Respondent appear and SHOW CAUSE, if any there be, why Re-
2 spondent should not be ordered by this Court to comply with the administrative subpoena
3 *duces tecum* issued to Respondent by the Regional Administrator, Wage and Hour Divi-
4 sion, U.S. Department of Labor; and it is further

5 **ORDERED** that Respondent serve and file with the Clerk of this Court, no later
6 than **September 1, 2015** a response to the Petition, specifically admitting or denying each
7 allegation of the Petition, and setting forth the cause, if any there be, why the Petition
8 should not be granted; and it is further

9 **ORDERED** that Respondent appear at a **hearing to be held on the Petition on**
10 **Monday, September 21, 2015, at 10:00 a.m.**, in Courtroom Number 3, located at the
11 United States Federal Courthouse, 312 North Spring Street, 2nd Floor, Los Angeles, Cali-
12 fornia 90012, and it is further

13 **ORDERED** that an Investigator from the Wage and Hour Division, U.S. Depart-
14 ment of Labor, shall forthwith serve copies of this Order to Show Cause and a copy of the
15 Petition and supporting documents on Respondent or its designated agent for service; and
16 it is further

17 **ORDERED** that the statute of limitations is tolled as of May 14, 2014, the first
18 date of the investigation of Respondent by the Wage and Hour Division, until the Secre-
19 tary notifies the Court that Respondent has complied with the administrative subpoena
20 *duces tecum*.

21
22
23 Dated: August 14, 2015



HON. DEAN S. PREGERSON
UNITED STATES DISTRICT JUDGE